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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/663,578	09/16/2003	Syamal K. Ghosh	86896RLO	2991
7590	11/29/2005		EXAMINER	
Thomas H. Close Patent Legal Staff Eastman Kodak Company 343 State Street Rochester, NY 14650-2201			LECHERT JR, STEPHEN J	
			ART UNIT	PAPER NUMBER
			1732	
DATE MAILED: 11/29/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/663,578	GHOSH ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Stephen J. Lechert Jr.	1732	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 28 September 2005.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-26 is/are pending in the application.
- 4a) Of the above claim(s) 14-26 is/are withdrawn from consideration.
- 5) Claim(s) 1-13 is/are allowed.
- 6) Claim(s) \_\_\_\_\_ is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) 1-26 are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on 16 September 2003 is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All    b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | Paper No(s)/Mail Date: _____  |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>9-16-2003</u> . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|  | 6) <input type="checkbox"/> Other: _____.                                   |

**DETAILED ACTION**

**1. This application is in condition for allowance except for the presence of claims 14-26 to an invention non-elected with traverse in the reply filed on 9-28-2005. Applicant is given ONE MONTH or THIRTY DAYS from the date of this letter, whichever is longer, to cancel the noted claims or take other appropriate action (37 CFR 1.144). Failure to take action during this period will be treated as authorization to cancel the noted claims by Examiner's Amendment and pass the case to issue. Extensions of time under 37 CFR 1.136(a) will not be permitted since this application will be passed to issue.**

**The prosecution of this case is closed except for consideration of the above matter.**

**2. Applicant's election with traverse of Group I in the reply filed on 9-28-2005 is acknowledged. The traversal is on the ground(s) that the method and apparatus would be searched in the same classes. This is not found persuasive because the method and apparatus have different classification as shown in the restriction requirement of 9-1-**

**2005 and that the apparatus for mixing is examined in a different art unit and by a different examiner.**

**The requirement is still deemed proper and is therefore made FINAL.**

**3. Applicant is requested to update the continuity information which is given on Page 1, of the specification. Applicant is required to indicate the current status of each case and to fill in the blanks which represent co-pending application numbers and their status. Suitable correction is required.**

**4. The following is an examiner's statement of reasons for allowance:**

**The invention relates to a method of forming a homogeneous mixture of powdered organic material including at least one dopant and at least one host component in the form of a pellet to be used in thermal physical vapor deposition. The method comprises the steps of combining the host and dopant in powdered form in a container, heating the container in the range of 40-100°C for 30 to 100 minutes while purging the atmosphere in the container, so that the atmosphere**

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**has a reduced pressure in a range of  $10^{-1}$  to  $10^{-3}$  torr. Filling the container with an inert atmosphere, mixing organic powders in the inert atmosphere and compacting the homogeneous of powdered organic materials to form a pellet. The prior art fails to teach and/or suggest the making pellet comprising more than one organic component so that the materials of the pellet can be co-evaporated simultaneously with the method as claimed.**

**Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."**

**5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Ghosh et al. and Van Slyke et al. both teach individually methods of making pellets but does not teach co-organic pellet making process as claimed.**

**6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen J.**

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**Lechert Jr. whose telephone number is 571-272-1203. The examiner**

**can normally be reached on 9:30-6:00.**

**If attempts to reach the examiner by telephone are unsuccessful,  
the examiner's supervisor, Michael P. Colaianni can be reached on  
571-272-1196. The fax phone number for the organization where this  
application or proceeding is assigned is 571-273-8300.**

**Information regarding the status of an application may be  
obtained from the Patent Application Information Retrieval (PAIR)  
system. Status information for published applications may be  
obtained from either Private PAIR or Public PAIR. Status information  
for unpublished applications is available through Private PAIR only.  
For more information about the PAIR system, see [http://pair-  
direct.uspto.gov](http://pair-direct.uspto.gov). Should you have questions on access to the Private  
PAIR system, contact the Electronic Business Center (EBC) at 866-  
217-9197 (toll-free).**

  
**Stephen J. Lechert Jr.**  
**Primary Examiner**  
**Art Unit 1732**